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Dated: September 16, 2004 Signature:

*Susan B. Jensen*  
(Susan B. Jensen)



Docket No.: 41235-00081USPT  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Andrew O. McKee et al.

Application No.: 09/832787

Art Unit: 3625

Filed: April 12, 2001

Examiner: Robert M. Pond

For: SYSTEM, METHOD, AND COMPUTER  
PROGRAM PRODUCT FOR  
ADMINISTERING A DISTRIBUTION  
CHANNEL FOR THE PROMOTION AND  
SALE OF PRODUCTS AND SERVICES

### AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

### INTRODUCTORY COMMENTS

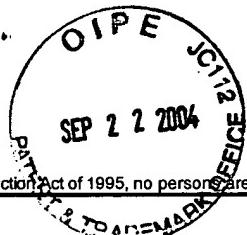
In response to the Office Action dated May 7, 2004, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 10 of this paper.

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PTO/SB/21 (02-04)

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3625  
41

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/832787
		Filing Date	April 12, 2001
		First Named Inventor	Andrew O. McKee
		Art Unit	3625
		Examiner Name	Robert M. Pond
Total Number of Pages in This Submission	15	Attorney Docket Number	41235-00081USPT

### ENCLOSURES (Check all that apply)

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form                                | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> After Allowance communication to Technology Center (TC)                                     |
| <input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences                                  |
| <input checked="" type="checkbox"/> Amendment/Reply                          | <input type="checkbox"/> Petition   | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)                              |
| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information   |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter   |
| <input type="checkbox"/> Extension of Time Request                           | <input type="checkbox"/> Terminal Disclaimer  | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Postcard<br>Amendment Transmittal |
| <input type="checkbox"/> Express Abandonment Request                         | <input type="checkbox"/> Request for Refund   |  |
| <input type="checkbox"/> Information Disclosure Statement                    | <input type="checkbox"/> CD, Number of CD(s) _____                                      |  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)              |   |  |
| <input type="checkbox"/> Response to Missing Parts/ Incomplete Application   |   |  |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |   |  |

Remarks

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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	JENKENS & GILCHRIST, A PROFESSIONAL CORPORATION Daniel G. Nguyen
Signature	
Date	September 16, 2004

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## AMENDMENT TRANSMITTAL LETTER

Docket No.  
41235-00081USPT

Application No.  
09/832787

Filing Date  
April 12, 2001

Examiner  
Robert M. Pond

Art Unit  
3625

Applicant(s): Andrew O. McKee et al.

SYSTEM, METHOD, AND COMPUTER PROGRAM PRODUCT FOR ADMINISTERING A  
Invention: DISTRIBUTION CHANNEL FOR THE PROMOTION AND SALE OF PRODUCTS AND  
SERVICES

### TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

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**GROUP 3600**

### CLAIMS AS AMENDED

	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	52	- 52 =	0	x	0.00
Independent Claims	4	- 4 =	0	x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00

Large Entity  Small Entity

No additional fee is required for this amendment.

Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed.

A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge and credit Deposit Account No. 10-0447  
as described below. A duplicate copy of this sheet is enclosed.

Credit any overpayment.

Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

  
\_\_\_\_\_  
Daniel G. Nguyen

Dated: September 16, 2004

Attorney Reg. No.: 42,933

JENKENS & GILCHRIST, A PROFESSIONAL CORPORATION  
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